



WILLIAM T FUJIOKA
Chief Executive Officer

County of Los Angeles CHIEF EXECUTIVE OFFICE

713 KENNETH HAHN HALL OF ADMINISTRATION
LOS ANGELES, CALIFORNIA 90012
(213) 974-1101
<http://ceo.lacounty.gov>

June 10, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENT OF PUBLIC WORKS: PICKENS CANYON DEBRIS BASIN
PARCELS 52, 54, 55, AND 56
GRANT OF EASEMENT BY THE LOS ANGELES COUNTY FLOOD CONTROL
DISTRICT TO THE CRESCENTA VALLEY WATER DISTRICT
UNINCORPORATED LA CRESCENTA AREA OF THE COUNTY OF LOS ANGELES
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

The action is to allow the Los Angeles County Flood Control District to grant an easement in Pickens Canyon Debris Basin, Parcels 52, 54, 55, and 56, to Crescenta Valley Water District to construct, operate, and maintain a waterline.

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Acting as a responsible agency, find that this project is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that the proposed grant of easement for a waterline and the subsequent use of said easement will not interfere with the use of Pickens Canyon Debris Basin for any purposes of the Los Angeles County Flood Control District.

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

3. Approve the grant of an easement for waterline purposes from the Los Angeles County Flood Control District to Crescenta Valley Water District within Pickens Canyon Debris Basin, Parcels 52, 54, 55, and 56.
4. Instruct the Chair to sign the Easement document and authorize delivery to the grantee.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to allow the Los Angeles County Flood Control District (LACFCD) to grant an easement in Pickens Canyon Debris Basin, Parcels 52, 54, 55, and 56 to Crescenta Valley Water District (CVWD) to construct, operate, and maintain a waterline. CVWD requested the easement in connection with the relocation of a 14-inch water main, Project E-756.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs that we provide Community Services (Goal No. 6). This transaction allows for the continuation of water delivery to the area residents improving the quality of life for those residents.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

There is no monetary consideration for the granting of this easement. The LACFCD was responsible for replacing CVWD's easement when their facilities were relocated as a result of the LACFCD's construction of Pickens Canyon Debris Basin.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Pickens Canyon Debris Basin, Parcels 52, 54, 55, and 56 (11,121± square feet), is located east of Briggs Avenue and south of Mountain Avenue in the unincorporated La Crescenta area of the County of Los Angeles.

As part of the construction of Pickens Canyon Debris Basin, CVWD's waterline was relocated and a replacement easement was to be granted. While processing CVWD's request for a permit to reconstruct their existing waterline, CVWD discovered the easement was never acquired. They requested this replacement easement for the continued right to operate and maintain their waterline.

The proposed grant of easement is authorized by Section 2, Paragraph 13, of the Los Angeles County Flood Control Act. This Section provides as follows: "Said Los Angeles County Flood Control District is hereby declared to be a corporate and public, and of such shall have the power to lease, sell, or dispose of any property (or any interest therein) whenever in the judgment of said board of supervisors said property, or any interest therein, or any part thereof, is no longer required for the purpose of said district..."

The granting of this easement is not considered adverse to the LACFCD's purposes. The granting of this easement will not hinder the use of Pickens Canyon Debris Basin for possible transportation, utility, or recreational corridors. Moreover, the instrument reserves paramount rights for the LACFCD's interest.

The easement document has been approved by County Counsel and will be recorded.

ENVIRONMENTAL DOCUMENTATION

The project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15302(c) of the CEQA Guidelines and Class 2(b) of the Environmental Reporting Procedures and Guidelines adopted by your Board on November 17, 1987. This exemption provides for replacement of old water mains with structures of substantially the same purpose and capacity as the structure replaced. As the lead agency for this project, CVWD prepared and filed a Notice of Exemption with the County Clerk on February 25, 2005.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This action allows for the joint use of LACFCD right of way without interfering with the primary mission of the LACFCD.

The Honorable Board of Supervisors
June 10, 2008
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CONCLUSION

Please return one adopted copy of this letter and the executed original easement document to the Department of Public Works, Mapping & Property Management Division. Retain the duplicate for your files.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'William T. Fujioka', with a stylized flourish at the end.

WILLIAM T FUJIOKA
Chief Executive Officer

WTF:DDE
PAP:gp

Attachment

c: Auditor-Controller (Accounting Division - Asset Management)
County Counsel
Department of Public Works (Fiscal - Expenditure Management)

DUPLICATE

RECORDING REQUESTED BY
AND MAIL TO:

Crescenta Valley Water District
2700 Foothill Boulevard
La Crescenta, CA 91214

Space Above This Line Reserved for Recorder's Use

THIS DOCUMENT IS EXEMPT FROM DOCUMENTARY TRANSFER TAX PURSUANT
TO SECTION 11922 OF THE REVENUE & TAXATION CODE.

Assessor's Identification Numbers:
5804-015-908 and 909 (Portions)

THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT TO SECTION
27383 OF THE GOVERNMENT CODE.

EASEMENT

For a valuable consideration, receipt of which is hereby acknowledged, the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic (hereinafter referred to as DISTRICT), does hereby grant to the CRESCENTA VALLEY WATER DISTRICT, a political subdivision of the State of California (hereinafter referred to as GRANTEE), an easement for, and the right to construct, maintain, operate, and use a waterline in, on, over, and across the real property in the unincorporated territory of the County of Los Angeles, State of California, described in Exhibit A attached hereto and by this reference made a part hereof.

Subject to all matters of record and to the following reservation and conditions, which GRANTEE, by the acceptance of this Easement and/or the exercise of any of the rights granted herein, agrees to keep and perform, viz:

1. DISTRICT reserves the paramount right to use said land for flood control purposes.
2. GRANTEE agrees that it will not perform or arrange for the performance of any construction or reconstruction work in, on, over, and across the land herein described until the plans and specifications for such construction or reconstruction work shall have first been submitted to and been approved in writing by the Chief Engineer of the Los Angeles County Flood Control District. Such approval by DISTRICT shall not be interpreted or inferred as an endorsement or approval as to the design, accuracy, correctness, or authenticity of the information shown on the submitted plans and specifications. Furthermore, such approval cannot be relied upon for any other purpose or by any third party for any reason whatsoever. DISTRICT does not accept ownership or responsibility for the improvements.
3. GRANTEE agrees that it shall indemnify and save harmless the DISTRICT, its officers, agents, and/or employees, from any and all liability, loss, or damage to which DISTRICT, its officers, agents, and employees may be subjected as the result of any act or omission by GRANTEE, its officers, agents, or employees, arising out of the exercise by GRANTEE, its officers, agents, or employees of any of the rights granted to it by this instrument.

PICKENS CANYON DEBRIS BASIN Parcel 52
Also affects Parcels 54, 55, and 56
59A-RW 1
S.D. 5

M0523010

4. It is expressly understood that DISTRICT will not be called upon to construct, repair, maintain, or reconstruct any structure or improvement to be erected or constructed pursuant to this Easement.
5. The provisions and agreements contained in this Easement document shall be binding upon GRANTEE, its successors, and assigns.

To the extent any lawful assessment be levied pertaining to the area to which this Easement applies and to the extent that the assessment is based on the structures and improvements being constructed under the authority of this Easement document, and provided further that the assessment be levied following GRANTEE's exercise of these easement rights to construct such structures and improvements, GRANTEE agrees to pay on behalf of DISTRICT that part of any such assessment levied against DISTRICT which is based on the value contributed to that area by GRANTEE's said improvements.

Dated JUN 10 2008



LOS ANGELES COUNTY FLOOD CONTROL DISTRICT,
a body corporate and politic

By *George B. Bunker*
Chair, Board of Supervisors of the
County of Los Angeles

(LACFCD-SEAL)

ATTEST:

SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By *[Signature]*
Deputy

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code that authorized the use of facsimile signatures of the Chair of the Board on all papers, documents, or instruments requiring his/her signature.

The undersigned hereby certifies that on this 10th day of June, 20 08, the facsimile signature of YVONNE B. BURKE, Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, was affixed hereto as the official execution of this document. The undersigned further certifies that on this date a copy of the document was delivered to the Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT.

In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.



SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By [Signature]
Deputy

(LACFCD-SEAL)

APPROVED AS TO FORM

RAYMOND G. FORTNER, JR.
County Counsel

By [Signature]
Deputy

APPROVED as to title and execution, _____, 20____.
DEPARTMENT OF PUBLIC WORKS Mapping & Property Management Division
Supervising Title Examiner
By _____

CERTIFICATE OF ACCEPTANCE

I, _____, General Manager of CRESCENTA VALLEY WATER DISTRICT, a politic subdivision of the State of California, hereby accept and consent to the recording of the Deed and/or Grant of easement attached hereto, on behalf of said District.

General Manager

RESOLUTION NO. _____

BE IT RESOLVED, that the General Manager of the Crescenta Valley Water District is herby authorized, as Agent of the Crescenta Valley Water District to accept and consent to the recordation of any deed or grant conveying any interest in or easement upon real property to said Crescent Valley Water District.

(Resolution No. _____ recorded _____,
as Doc. _____, Book _____, page _____)

I, _____, do hereby certify that the foregoing is a true and correct copy of a resolution which was adopted by the Board of Directors of the CRESCENTA VALLEY WATER DISTRICT at a Regular Meeting of said Board held on _____, 20_____, entered in the minutes of said Board.

DATE: This _____ day of _____, 20_____.

Secretary of the Board of Directors
of Crescenta Valley Water District

(SEAL)

EXHIBIT A

PICKENS CANYON DEBRIS BASIN 52

Also affects: Parcels Nos. 54, 55 and 56
59A-RW 1

A.P.N. 5804-015-908 and 909 (Portions)

T.G. 534 (H1)

I.M. 189-217

S.D. 5

M0523010

LEGAL DESCRIPTION

(Grant of easement for waterline purposes)

That portion of Lot 25, Subdivisions of Rancho La Canada, as shown on map recorded in Book 4, page 351, of Miscellaneous Records, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, and those portions of Lots 1, 2 and 3 of "Part of Lot 25 of the Rancho La Canada", as shown on map recorded in Book 11, page 44, of said Miscellaneous Records, described as PARCELS NOS. 1 to 6, inclusive, in a Final Judgment, had in Superior Court Case No. 380316, a certified copy of which is recorded in Book 14090, page 383, of Official Records, in the office of said Registrar-Recorder/County Clerk, within the following described strips of land:

PART A :

A strip of land 12.00 feet wide, lying 6.00 feet on each side of the following described centerline:

Commencing at the intersection of the center line of Cross Street (formerly El Centro Street), 60 feet wide, and the center line of Briggs Avenue, 66 feet wide, as both center lines are shown on map of Tract No. 5111, recorded in Book 68, page 74, of Maps, in the office of said Registrar-Recorder/County Clerk; thence North $0^{\circ}17'08''$ East along said last-mentioned center line, a distance of 378.11 feet; thence at right angles from said last-mentioned center line, South $89^{\circ}42'52''$ East 33.00 feet to a point in the easterly side line of said Briggs Avenue, said point being the TRUE POINT OF BEGINNING; thence continuing South $89^{\circ}42'52''$ East 41.00 feet to a point hereby designated as Point "A"; thence continuing South $89^{\circ}42'52''$ East 14.88 feet; thence South $67^{\circ}12'52''$ East 33.00 feet; thence South $52^{\circ}12'52''$ East 36.30 feet; thence South $12^{\circ}12'52''$ East 36.00 feet to a point hereby designated as Point "B"; thence continuing South $12^{\circ}12'52''$ East 60.95 feet to the beginning of a tangent curve concave to the west and having a radius of 300.00 feet; thence southerly along said curve through a central angle of $14^{\circ}37'11''$, an arc distance of 76.55 feet; thence tangent to

said curve South 2°24'19" West 40.62 feet to the beginning of a tangent curve concave to the east and having a radius of 300.00 feet; thence southerly along said last-mentioned curve through a central angle of 30°30'35", an arc distance of 159.75 feet; thence tangent to said last-mentioned curve, South 28°06'16" East 63.11 feet; thence North 87°04'28" East 20.88 feet; thence South 69°55'32" East 180.00 feet; thence North 85°04'28" East 127.34 feet to that certain course having a bearing and length of N. 60°15'20" E. 360.46 feet in the generally northwesterly boundary of that certain parcel of land described in deed recorded in Book D2775, page 871, of said Official Records.

The sidelines of the above-described 12.00-foot wide strip of land shall be prolonged or shortened at angle points so as to terminate at their points of intersection, at the beginning thereof so as to terminate in said easterly side line of Briggs Avenue and at the ending thereof so as to terminate at said certain course having a bearing of and length of N. 60°15'20" E. 360.46 feet.

Containing: 10,685± s.f.

Part B:

A strip of land 12.00 feet wide, lying 6.00 feet on each side of the following described centerline:

Beginning at the above-designated Point "A"; thence North 0°17'08" East 23.35 feet to the northerly line of the southerly 165.00 feet of the above-mentioned Lot 3.

The sidelines of the last above-described 12.00-foot wide strip of land shall be prolonged or shortened at the ending thereof so as to terminate in said northerly line.

EXCEPTING from the last above-described 12.00-foot wide strip of land all that portion lying within the above-described Part A.

Containing: 208± s.f.

Part C:

A strip of land 6.00 feet wide, lying 3.00 feet on each side of the following described centerline:

Beginning at the above-designated Point "B"; thence North 77°47'08" East 44.00 feet.

EXCEPTING from the above-described 6.00-foot wide strip of land, all that portion lying within the above-described Part A.

Containing: 228± s.f.

Total area of Parts A, B, and C containing: 11,121± s.f.

This real property description has been prepared in conformance with the Professional Land Surveyors Act. The signatory herein is exempt pursuant to Section 8726 of the California Business and Professions Code.

APPROVED AS TO DESCRIPTION

COUNTY OF LOS ANGELES

By _____
SUPERVISING CADASTRAL ENGINEER II
Mapping and Property Management Division